

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

Paper No. 15

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte BRUCE TOGNAZZINI

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Appeal No. 1999-2841  
Application 08/655,133

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ORDER REMANDING TO EXAMINER

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**MAILED**

**JUN 29 2001**

**PAT. & T.M. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES**

An Information Disclosure Statement (IDS) (Paper No. 10) was filed March 22, 1999. There is no indication in the record that the IDS was considered according to the criteria set forth in 37 CFR §§ 1.97 and 1.98 (1994). A communication notifying applicant of the primary examiner's decision is required. See Manual of Patent Examining Procedure (MPEP) § 609(c) (7th Ed., Rev. 1, Feb. 2000).

Appeal No. 1999-2841  
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Accordingly, it is


ORDERED that the application is remanded to the examiner for resolution of the following issues:

- consideration of the IDS (Paper No. 10, filed March 22, 1999);
  - appropriate notification to applicant of the action taken;
- and
- for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Appeal No. 1999-2841  
Application No. 08/655,133

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